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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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8 JIMMIE STRINGER,

No. C 07-05516 SI

9 Plaintiff,

ORDER RE: ORAL ARGUMENT

10 v.

11 VANEIDA WHITE,

12 Defendant.
13 _____/

14 The motion by the United States to substitute the government as the defendant and to dismiss
15 plaintiff's complaint for failure to exhaust his administrative remedies is currently scheduled for hearing
16 on Friday, January 25, 2008. It has come to the Court's attention that in addition to plaintiff's tort
17 claims, he also alleges a violation of the Americans with Disabilities Act ("ADA"). The Court asks the
18 United States to be prepared to discuss at oral argument the question whether plaintiff's ADA claim or
19 claims are embraced by the motion to dismiss and whether the United States is the proper defendant as
20 to these potential claims.

21
22 **IT IS SO ORDERED.**

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24 Dated: January 23, 2008



SUSAN ILLSTON
United States District Judge